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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/087,684
Filing Date	March 1, 2002
First Named Inventor	Edinger, et al.
Art Unit	1653
Examiner Name	Sheridan K. Snedden
Attorney Docket Number	21402-214CIP (Cura 514CIP)

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ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Postcard
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
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<input type="text"/> Remarks		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	CuraGen Corporation		
Signature			
Printed name	Daniel K. Rieger		
Date	May 17, 2005	Reg. No.	56,436

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Lissette Cartagena Perez	Date	May 17, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date of Deposit: May 17, 2005

Attorney Docket No. Cura 514 CIP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Edinger, et al

SERIAL NUMBER: 10/087684

EXAMINER: Sheridan K Snedden

FILING DATE: March 1, 2002

ART UNIT: 1653

FOR: PROTEINS AND NUCLEIC ACIDS ENCODING SAME

Mail Stop PETITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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PETITION AND AMENDMENT TO CORRECT INVENTORSHIP

UNDER 37 C.F.R. §1.48(b)

Dear Sir:

The prosecution of the above-identified nonprovisional application has resulted in the cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the instant application. Therefore, Applicants submit this Amendment and Petition to correct inventorship by deleting the following name(s): Alsobrook II, John; Boldog, Ferenc L.; Burgess, Catherine E.; Casman, Stacie J.; Ellerman, Karen E.; Gerlach, Valerie; Gangolli, Esha A.; Grosse, William M.; Guo, Xiaojia Sasha; Lepley, Denise M.; Malyankar, Uriel M.; Miller, Charles E.; Millet, Isabelle; Mishra, Vishnu S.; Rastelli, Luca; Rieger, Daniel K.; Shenoy, Suresh G.; Spytek, Kimberly A.; Tchernev, Velizar T.; Vernet, Corine; Zerhusen, Bryan D..

Each of the above listed inventors' invention is no longer being claimed in the instant nonprovisional application. The remaining correct inventors named on this application are: Edinger, Shlomit Rebecca; Li, Li; MacDougall, John R.; Padigar, Muralidhara; Patturajan, Meera; Stone, David J..

07/14/2005 HVUONG1 00000078 502648 10087684

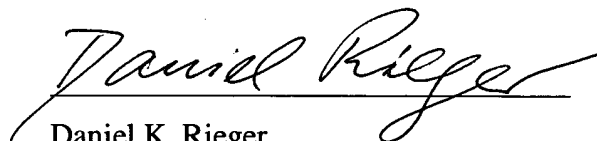
01 FC:1464 130.00 DA

APPLICANTS: Edinger, et al.
U.S.S.N.: 10/087684

The Commissioner is hereby authorized to charge the appropriate fee set forth in 37 C.F.R. §1.17(i), and any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 502648, Ref. No. Cura 514 CIP. Applicants are entitled to small entity status.

Should the Commissioner have any questions concerning this petition, he is invited to telephone the undersigned at the number provided.

Respectfully submitted on this 17th Day of May, 2005



Daniel K. Rieger

Registration No. 56,436

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PROCESSING FEE
Under 37 CFR 1.17(i)
TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	101087,684
Filing Date	March 1, 2002
First Named Inventor	Edinger, et al.
Art Unit	1658
Examiner Name	Sheridan K. Snedden
Attorney Docket Number	21402-214CTP (514CTP)

Enclosed is a paper filed under 37 CFR 1.48(b) that requires a processing fee (37 CFR 1.17(i)).
Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the processing fees)

- ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 50-2648:
- ☒ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments
- Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ _____ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,
Except for § 1.221 papers (Fee Code 1803)

For papers filed under:

- § 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.
- § 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
- § 1.48 - for correcting inventorship, except in provisional applications.
- § 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.
- § 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
- § 1.55 - for entry of late priority papers.
- § 1.71(g)(2) - to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods
- § 1.99(e) - for processing a belated submission under § 1.99.
- § 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) - for requesting deferred examination of an application.
- § 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 - for requesting voluntary publication or republication of an application. **Fee Code 1803**
- § 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
- § 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.


Signature

DANIEL K. RIEGER
Typed or printed name

MAY 17, 2005
Date

56,436
Registration No., if applicable

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